

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

Laura T. Beyer, Judge Presiding

TUESDAY, JANUARY 12, 2016

Warren L. Tadlock, Trustee

9:30 a.m.

- | | | | | |
|----|----|-----------------------------------|----------|--|
| 1) | 13 | John D. Ellis Shelley T. Ellis | 11-31777 | Continued hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (35) |
|----|----|-----------------------------------|----------|--|

SIGMON

- | | | | | |
|----|----|--|----------|--|
| 2) | 13 | Timothy A. Gordon Melissa M. Gordon | 12-31951 | Hearing on debtors' motion to modify plan to surrender vehicle to secured creditor (29); Trustee's response (32) |
|----|----|--|----------|--|

SIGMON

- | | | | | |
|----|----|---|----------|--|
| 3) | 13 | Ivan L. Brooks, Sr. Catina R. Brooks | 12-32017 | Hearing on motion for relief from stay [Coastal Federal Credit Union] (33); debtors' response (34) |
|----|----|---|----------|--|

SIGMON
LAMB

- | | | | | |
|----|----|-----------------|----------|--|
| 4) | 13 | Kariann Nichols | 12-32261 | Hearing on debtor's motion for hardship discharge with Chapter 13 debtor's Local Form 8HD (37) |
|----|----|-----------------|----------|--|

SIGMON

- 5) 13 Dorothy R. Hensley 13-30573 Hearing on motion for relief from stay and co-debtor stay [Bank of America, N.A.] (38); debtor's response (39)

SIGMON
WADSWORTH

- 6) 13 Donald B. Simmons 14-30375 Hearing on debtor's motion to approve settlement of vehicle insurance claim, to deem proceeds exempt (27); Trustee's response (29, 28)
- Petra M. Simmons

SIGMON

- 7) 13 John E. Scott 15-30792 2nd continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (12, 5)
- Cynthia L. Scott

SIGMON

- 8) 13 David J. Benthall 12-32734 Hearing on motion for relief from stay [Santander Consumer USA Inc.] (31); debtors' response (32)
- Allyson P. Benthall

GROSHON
KEENAN

- 9) 13 Cyril N. Gaydos 13-31536 Hearing on motion for relief from stay [Harley-Davidson Credit Corp.] (37); debtors' response (38)
- Karina C. Gaydos

GROSHON
FLETCHER

10) 13 Iris W. Henderson 12-32277 Hearing on motion to dismiss bankruptcy case for failure to make plan payments [AJX Mortgage Trust I] (52); debtor's response (54)

TEMPLETON
MCKEE

11) 13 Mark A. Carlson 11-31004 Hearing on debtors' motion to modify plan (50)
Jennifer E. Carlson

DALRYMPLE

12) 13 Sarah Gee 12-32868 Continued status hearing on order referencing debtor's motion to modify plan (39, 38)

DALRYMPLE

13) 13 Dwain A. Hudson 10-33131 Hearing on Trustee's motion to dismiss or modify plan for payment default (55)

PRO SE

14) 13 Mary Anne Gutowski 15-31319 Hearing on debtor's motion to vacate dismissal of case (26)

PRO SE

- 15) 13 Sylvia A. Dowdy 15-31537 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (22, 14, 12)
- Hearing on objection to confirmation of plan [Silverstone Homeowners Association, Inc.] (23, 14, 12)

PRO SE
LYONS

- 16) 13 April O'Merele Baker 15-31659 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (22, 9)

PRO SE

10:00 a.m.

| | | | | |
|-----|----|----------------|----------|---|
| 17) | 13 | Leona Y. Davis | 15-31735 | Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (13, 3) |
|-----|----|----------------|----------|---|

HUNTER

| | | | | |
|-----|----|---------------------------------------|----------|---|
| 18) | 13 | Harold D. Conner Cynthia B. Conner | 09-32909 | 3 rd continued hearing on debtors' motion for sanctions against Chase for violation of the discharge injunction (42) |
|-----|----|---------------------------------------|----------|---|

LEZMAN

| | | | | |
|-----|----|---|----------|--|
| 19) | 13 | Gary L. Puffpaff Pamella J. Puffpaff | 11-30596 | Hearing on Trustee's motion to dismiss or modify plan for payment default (39) |
|-----|----|---|----------|--|

LEZMAN

| | | | | |
|-----|----|--|----------|---|
| 20) | 13 | Glenn D. Sanders Kymberlee H. Sanders | 11-31675 | Status hearing on bench order approving debtor's motion to settle insurance proceeds (51, 50) |
|-----|----|--|----------|---|

LEZMAN

| | | | | |
|-----|----|-----------------------|----------|---|
| 21) | 13 | Antoinette F. Wallace | 15-30802 | Continued hearing on motion for relief from stay and co-debtor stay [Wells Fargo Bank, N.A.] (15); debtor's response (16) |
|-----|----|-----------------------|----------|---|

LEZMAN
GRANTMYRE

22) 13 Rameshbabu Ramasubbu 15-31694 Continued hearing on motion to dismiss bankruptcy case for amount of secured debt exceeds the Chapter 13 ceiling contained in 11 U.S.C. Section 109(e) or convert case to Chapter 7 [Henderson Law Firm] (12)

LEZMAN
HENDERSON

SPECIAL SETTING 01/28/2016 AT 10:00 IN CLT

23) 13 Jonathan D. Barbee 15-31567 Hearing on debtor's motion to exclude conduit payment (13)

BROWN

24) Adv. First National Bank of 15-03088 Pre-trial conference (23)
Omaha 13
v. 15-30204
Beller

GOLDEN
LOVE

25) 13 James R. Covington 13-30527 3rd continued hearing on motion for relief
Valencia P. Covington from stay [Seterus, Inc.] (46); debtors' response (47)

HANDS
UNDERWOOD

26) 13 Eveora Shell 15-31592 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (16, 12, 2)

HOETHKE

CON'T TO JANUARY 26, 2016

- 27) 13 Robert Morrow 15-30455 Hearing on Trustee's motion to modify plan (24); debtor's response (26)
- HORD
-
- 28) 13 Peter D. Rees 15-31737 Hearing on Trustee's motion to dismiss or modify plan (17)
- Michele R. Rees
- HOUSTON
-
- 29) 13 Kazuko Banner 15-31761 Hearing on court order to appear and show cause for dismissal of case (15)
- Hearing on Trustee's motion for order directing attorney for debtor to appear and show cause (18)
- KOSKO
-
- 30) 13 Susan R. Jolly Rader 15-31613 Hearing on objection to confirmation of plan [James J. Ho] (20, 17, 12, 7)
- LAYTON
- PRO SE
-
- 31) 13 Nancy E. Smith 14-31778 Hearing on Trustee's motion for determination of status of claims in confirmed plan (25); response [David J. Cox] (26)
- STAEHLE
- PRO SE
-

- 32) 13 Melanie S. Creech 12-32760 Status hearing on order on motion to approve sale of property (32, 30)
- R. TAYLOR
-
- 33) 13 Marcia L. Whiting 12-32263 7th continued hearing on motion for debtors to enter into loan modification agreement [Green Tree Servicing, LLC] (36, 35); Trustee's response (37)
- BOCHICCHIO
CORCORAN
-
- 34) 13 James D. Radermacher 15-30260 2nd continued hearing on Trustee's motion for order directing the disposition of certain rental payments (38)
- Terrie F. Radermacher
- BOCHICCHIO
-
- 35) 13 Sheritta C. Lowery 14-30604 Hearing on Trustee's motion to modify plan (34); debtor's response (35)
- Y. TAYLOR
-
- 36) 13 Lynn W. Carr 15-30123 2nd continued hearing on Trustee's motion for review of status of plan (16); debtor's response (22)
- Y. TAYLOR
-
- 37) 13 Parasettia Singleton 15-30425 3rd continued hearing on motion for relief from stay [Fifth Third Bank] (27); debtor's response (29)
- BLOSSOM
VONNEGUT
-

38) 13 Kimberly E. Howze 15-31291 Hearing on debtor's motion to modify
plan and incur debt (16)

BLOSSOM

39) 13 Alexis D. Lewis 15-31467 Hearing on Trustee's motion to dismiss or
modify plan for failure to make plan
payments (19)

BLOSSOM

10:30 a.m.

- 40) 13 Osama I. Zaghari 13-32108 Hearing on application for compensation [Henderson Law Firm] (99); Trustee's response (100)
- Hearing on debtor's motion for order striking response of Trustee to application for compensation and alternative motion for order requiring more definite statement; amendment to application for compensation (103, 102)
- Hearing on motion for order approving agreement regarding real property nunc pro tunc (101)

HENDERSON

- 41) 13 Augustus Montgomery 15-30610 2nd continued hearing on debtors' objection to claim (43, 42); response [The Learning Experience] (44)
Michelle Davenport-Montgomery

MITCHELL
BAYNARD

- 42) 13 Lora M. Brooks 13-30620 Hearing on debtor's motion to modify plan (18)

DILLENBECK

- 43) 13 David S. Jackson 14-30855 2nd continued status hearing on order granting debtor's motion to modify plan (45, 41)

LOVE/DILLENBECK

- 44) 13 Crystal J. Collier 14-31101 Hearing on debtor's motion to set aside dismissal of case (43, 41)
- DILLENBECK
-
- 45) 13 Dawn F. Thomas-Hayes 14-31593 Continued status hearing on order granting debtor's motion to modify plan (50, 46)
- DILLENBECK/LOVE
-
- 46) 13 Frank E. Lewis, IV 14-31638 Hearing on motion for relief from stay and co-debtor stay [Fay Servicing, LLC] (30); debtor's response (33)
- DILLENBECK
VONNEGUT
-
- 47) 13 Diana M. Louise Moore 15-30026 Hearing on debtor's motion to approve settlement (26)
- DILLENBECK
-
- 48) 13 Susan A. Myers 15-30922 2nd continued hearing on debtor's objection to notice of mortgage payment change (29); response [JPMorgan Chase Bank, N.A.] (33)
- Continued hearing on Trustee's motion for mortgage review (34)
- LOVE
LISCHWE
-
- 49) 13 Lakeisha M. Moore 15-30948 Hearing on motion for relief from stay [Founders Federal Credit Union] (17); debtor's response (18)
- LOVE
LANE
-

50) 13 Sharon D. Harper 15-31049 3rd continued hearing on objection to confirmation of plan [Deutsche Bank National Trust Company] (16, 14, 2)

LOVE
BARRETT

51) 13 Guanah D. Davis 15-31426 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (24, 18, 14, 9)

LOVE

52) 13 Humberto Salgado-Morales 15-31762 Hearing on debtor's motion for authority to obtain new credit (9, 8); response [Bank of America, N.A.] (11)

LOVE
STALEY

53) 13 Richard E. Fields 15-31796 Hearing on objection to confirmation of plan [Citifinancial Servicing, LLC] (10, 2)
Wendy M. Fields

LOVE
WADSWORTH

54) 13 Philip L. Martz 15-31815 Hearing on debtor's motion to extend automatic stay (8)

Hearing on court order to appear and show cause for dismissal of case and setting hearing on debtor's motion for extension of full automatic stay (16, 8, 1)

LOVE

11:00 a.m.

- | | | | | |
|---|----|----------------------|----------|--|
| 55) | 13 | Shelia B. Noel-Danne | 10-31453 | Hearing on debtor's motion to modify plan (57) |
| WHITE | | | | |
| ----- | | | | |
| 56) | 13 | Harriett A. Ellis | 11-30465 | Hearing on Trustee's motion to dismiss or modify plan for payment default (25) |
| WHITE | | | | |
| ----- | | | | |
| 57) | 13 | Tracey L. Dickey | 12-30603 | Hearing on motion for relief from stay [PNC Mortgage] (69); debtor's response (70) |
| WHITE | | | | |
| VONNEGUT | | | | |
| ----- | | | | |
| 58) | 13 | Janet Y. Campbell | 13-31450 | Hearing on Trustee's motion to modify plan (29); debtor's response (30) |
| WHITE | | | | |
| ----- | | | | |
| 59) | 13 | Kenric L. Smith | 13-32609 | Continued hearing on motion for relief from stay and co-debtor stay [Nationstar Mortgage LLC] (29); debtor's response (30) |
| WHITE | | | | |
| STALEY | | | | |
| ----- | | | | |
| 60) | 13 | Dianne S. Boyd | 14-31519 | Hearing on debtor's objection to claim (28) |
| Hearing on debtor's objection to claim (29) | | | | |
| WHITE | | | | |
| ----- | | | | |

61) 13 Angela C. Link 14-31651 Continued status hearing on order granting debtor's motion to incur debt (21, 20)

Hearing on debtor's motion to approve loan modification and to modify the plan (23)

WHITE

62) 13 Kenneth D. Miller 15-30399 2nd continued hearing on motion for relief from stay [Fifth Third Mortgage Company] (19); debtor's response (21)

WHITE
STALEY

63) 13 Nakesha M. Johnson 15-30639 Hearing on motion for relief from stay [Santander Consumer USA, Inc.] (18); debtor's response (19)

WHITE
KEENAN

64) 13 Luther S. Douglas 15-31048 2nd continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (18, 16, 12)

Hearing on debtor's objection to claim (25)

WHITE

65) 13 Johnny R. McPhail 15-31409 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (24, 19, 14, 5)

WHITE

66) 13 Andrea A. Campbell 15-31610 Hearing on Trustee's objection to
confirmation of Chapter 13 plan and
motion to dismiss (12, 10, 5)

WHITE

11:30 a.m.

67) 13 Sharon F. Mabry 10-33528 Hearing on Trustee's motion to dismiss or modify plan for payment default (53)

CUMMINGS

68) 13 Carl Jordan 11-30714 13th continued hearing on Trustee's motion to modify plan (30); debtor's response (31)

3rd continued status hearing on order granting debtor's motion to incur debt (46, 44)

CUMMINGS

69) 13 Haywood O. Miller 13-30467 Hearing on debtor's motion to incur debt (42, 41); objection [Bank of America, N.A.] (43)

CUMMINGS
STALEY

70) 13 Frances W. Hall 13-31168 12th continued hearing on Trustee's motion to dismiss or modify plan for payment default (30)

4th continued status hearing on order granting debtor's motion to sell real property (96, 76)

CUMMINGS

71) 13 Grace S. McCray 13-31345 Hearing on debtor's motion to incur debt (39, 37)

CUMMINGS

| | | | | |
|-----|----|---------------------|----------|--|
| 72) | 13 | Demetria L. Melton | 13-31435 | Hearing on debtor's motion to modify plan to reduce plan payments (41) |
| | | CUMMINGS | | |
| | | ----- | | |
| 73) | 13 | Dontea C. Robinson | 13-31480 | Hearing on Trustee's motion to modify plan (26); debtor's response (27) |
| | | CUMMINGS | | |
| | | ----- | | |
| 74) | 13 | Ingrid J. Nunez | 13-31747 | Hearing on motion for relief from stay [Colville Townhomes Condominium Association] (32); debtor's response (34, 33) |
| | | CUMMINGS | | |
| | | HUNTER | | |
| | | ----- | | |
| 75) | 13 | Debia N. Grier | 14-32134 | Hearing on motion for relief from stay [Bank of America, N.A.] (26, 22); debtor's response (23) |
| | | CUMMINGS | | |
| | | MCKEE | | |
| | | ----- | | |
| 76) | 13 | Angela Y. Waters | 15-30958 | Continued status hearing on order granting debtor's motion to incur debt (17, 13) |
| | | CUMMINGS | | |
| | | ----- | | |
| 77) | 13 | Mandeline D. Foster | 15-31464 | Hearing on objection to confirmation and motion for relief from automatic stay or in the alternative request for adequate protection payments and a default order [Nu & Minh, Inc.] (18); debtor's response (19) |
| | | CUMMINGS | | |
| | | PENNEBAKER | | |
| | | ----- | | |

| | | | | |
|-----|----|-------------------------------------|----------|---|
| 78) | 13 | Charles A. Lark, Sr. Nettie Lark | 15-31738 | Hearing on debtors' motion to excuse male debtor's appearance at 341(a) meeting (13) |
|-----|----|-------------------------------------|----------|---|

CUMMINGS

2:00 p.m.

79) 13 Jane L. Connell-Nduly 11-30289 3rd continued hearing on Trustee's motion to dismiss or modify plan for payment default (62); debtor's response (63)

GOUDES

80) 13 Joseph P. Toney 09-32637 4th continued hearing on debtors' motion for sanctions against CCO Mortgage, Division of RBC Citizens, N.A. for creditor misconduct (71)
Kimberly W. Toney

PLANER

81) 13 Carmel D. Ledford 11-31173 2nd continued hearing on motion for relief from stay [Town of Dallas] (22); debtor's response (23)

PLANER
KAKASSY

82) 13 Willie C. Floyd 11-31806 Hearing on debtor's motion to excuse debtor from Section 1328 certification requirement (54)

PLANER

83) 13 Gary S. Haynes 12-31395 12th continued hearing on Trustee's motion for review of status of plan (31)
Robin L. Haynes

9th continued status hearing on order referencing debtors' motion to exclude conduit payment (39, 36)

PLANER

84) 13 Max R. Queen 13-31497 2nd continued hearing on motion for relief from stay [Harley-Davidson Credit Corp.] (24); debtor's response (25)

PLANER
FLETCHER

85) 13 Roger D. Tate 13-32141 Hearing on debtors' motion to disclose ownership interest in realty and to convey realty (31)
Shari P. Tate

PLANER

86) 13 Timmie M. Elder 14-30266 6th continued hearing on debtor's motion to hold Ocwen Loan Servicing, LLC in contempt for willful violation of automatic stay (22)

RESPONSE W/D

Hearing on debtor's motion to substitute collateral (25, 23); response [Santander Consumer USA, Inc.] (24)

PLANER
KEENAN

87) 13 Kurt R. Lynch 15-30006 7th continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (25, 23, 7)

WITHDRAWN

6th continued hearing on debtor's objection to claim (21); response [USA/IRS] (29)

PLANER
MALLORY

88) 13 Theresa J. Hipp 15-30688 Hearing on debtor's motion to modify plan (27); Trustee's response (29)

PLANER

2:30 p.m.

- | | | | | |
|-----------|----|---|----------|--|
| 89) | 13 | Yurii Korotkov Iryna P. Korotkov | 09-31457 | Continued hearing on debtors' motion to deem mortgage current or paid in full (58) |
| CROW | | | | |
| ----- | | | | |
| 90) | 13 | Talor L. Manning | 14-31471 | 2 nd continued status hearing on order overruling Trustee's objection to confirmation and denying motion to dismiss (23, 15, 9) |
| CROW | | | | |
| ----- | | | | |
| 91) | 13 | Candace S. McClendon | 15-30005 | Continued hearing on motion for relief from stay [Founders Federal Credit Union] (18); debtor's response (19) |
| CROW | | | | |
| LANE | | | | |
| ----- | | | | |
| 92) | 13 | Kevin R. Thalacker Denise A. Thalacker | 15-31312 | 2 nd continued hearing on objection to confirmation of plan [Vincent Tabone] (17, 14, 10, 2) 2 nd continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (12, 2) |
| CROW | | | | |
| WHITTAKER | | | | |
| ----- | | | | |
| 93) | 13 | Samantha J. Cieszko | 10-31801 | Hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (47) |
| SCHWILM | | | | |
| ----- | | | | |

94) 13 Nora T. Drayton 10-32303 Hearing on Trustee's motion to dismiss or
modify plan for payment default (51)

SCHWILM

95) 13 James C. Howell 11-30399 Hearing on debtor's motion to incur debt
(24); response [Wells Fargo Bank, N.A.]
(25)

SCHWILM
JONAS

96) 13 Frank A. Panzanella 12-31167 Hearing on debtors' motion to approve
Betty Jo Panzanella settlement and modify plan (31)

SCHWILM

97) 13 Debora W. Moore 15-31969 Hearing on debtor's motion to impose
automatic stay (7)

SCHWILM

98) 13 Ora B. Watts 15-31977 Hearing on debtor's motion to impose
automatic stay (9)

SCHWILM

99) 13 William B. Moore 14-31044 Hearing on debtor's motion to modify
plan (57); Trustee's response (59)

UNDERHILL
